

STATE OF TEXAS

COUNTY OF BRAZORIA

CITY OF LAKE JACKSON

BE IT KNOWN that the City Council of the City of Lake Jackson met on Monday, November 4, 2019 at 6:30 p.m. in Regular Session at 25 Oak Drive, Lake Jackson, Texas, in the Council Chambers at the Lake Jackson City Hall with the following in attendance:

Bob Sipple, Mayor  
Vinay Singhania, Mayor Pro Tem  
Matt Broaddus, Council member  
Gerald Roznovsky, Council member  
Buster Buell, Council member

William P. Yenne, City Manager  
Modesto Mundo, Asst. City Manager  
Alice Rodgers, City Secretary  
Sherri Russell, City Attorney  
Sal Aguirre, City Engineer  
Jon Baker, Council member  
Athelstan Sanchez, Asst. City Engineer  
David Walton, Building Official  
Eric Wilson, Public Works Director  
Chris Anderson, Asst. Police Chief  
Eddie Herrera, Engineering Tech

PLEDGE OF ALLEGIANCE

Council member Broaddus led the pledge of allegiance.

INVOCATION

Mayor Sipple led the invocation.

VISITORS

There were no visitors to speak on a non-agenda item.

COMMENDATIONS

There were no commendations.

PRESENTATION OF TAAF REGION 1 FEMALE ATHLETE OF THE YEAR TO SIERRA BRACKEN

Vivie Tran coach for the lake Jackson swim team recognized Sierra Bracken for her accomplishments in the State Swim meet.

CONSENT AGENDA

- A. Approval of Minutes – October 21, 2019
- B. Boards and Commissions

On motion by Council member Singhania second by Council member Baker with all members present voting “aye” the consent agenda was approved as follows:

- A. Approval of Minutes – October 21, 2019
- B. Boards and Commissions

APPROVE REQUEST FOR THE PLACEMENT OF MARKERS TO MARK TWO GRAVES IN THE MEDIAN ON ANY WAY

Nancy Howard was present to request permission to place markers at two graves located in the median on Any Way.

Larry Taylor, 214 Any Way

Mr. Taylor asked if there were any other graves in the area. Ms. Howard said no.

On motion by Council member Buell second by Council member Singhania with all members present voting “aye” approval was granted for the placement of these markers.

DISCUSS AND CONSIDER AN ORDINANCE MAKING THE NORTHBOUND OUTSIDE LANE ON OAK DRIVE AT ITS INTERSECTION WITH OYSTER CREEK DRIVE A “RIGHT TURN ONLY” – FIRST READING

Larry Taylor, 214 Any Way

Mr. Taylor asked why this was needed. Mr. Yenne explained the request and recommendation by the Traffic Commission for this action.

On motion by Council member Roznovsky second by Council member Buell with all members present voting “aye” an ordinance making the northbound outside lane on Oak Drive at its intersection with Oyster Creek Drive a “right turn only” was passed on first reading.

DISCUSS AND CONSIDER AN ORDINANCE FOR NO OVERNIGHT PARKING ON SOUTH PARKING PLACE ON THE WEEKENDS – FIRST READING

Larry Taylor, 214 Any Way

Mr. Taylor asked the purpose of this request. Mr. Yenne explained this was for when the area was rented for events.

Mr. Singhania asked for confirmation of the signage language. Ms. Russell said she would bring this back at the next meeting.

On motion by Council member Roznovsky second by Council member Broaddus with all members present voting “aye” an ordinance for no overnight parking on South Parking Place on the weekends was passed on first reading.

APPROVE PURCHASE OF A NEW PIERCE CUSTOM ENFORCER PUMPER TRUCK FOR THE FIRE DEPARTMENT THROUGH THE HGAC COOPERATIVE PURCHASING PROGRAM CONTRACT NUMBER FS 12-17 WITH \$450,000.00 TO BE SPENT IN FY 19-20, THE REMAINING \$306,672.00 TO BE SPENT IN FY 20-21 FOR A TOTAL AMOUNT NOT TO EXCEED \$756,672.00

Volunteer Chief Chris Harvey was present for this request. The new Pierce – Custom Enforcer Pumper will replace Engine 2, Unit 778, a 2004 American LaFrance pumper, as a first out pumper. Unit 778 will move to reserve status, 2<sup>nd</sup> out pumper. The replacement is due to an increase in call volume over the last 10 years. The purchase is funded over 2 budget years in the Capital Improvement Fund (FY 19-20 Budget, pp 326).

Chief Harvey stated that the unit will not come completely equipped. They will use equipment they have to save 15% in cost for equipping the unit. He stated the full \$900,000 will be needed to purchase the truck and equip it. This request was just the truck.

On motion by Council member Roznovsky second by Council member Buell with all members present voting “aye” approval was granted for the purchase of a new Pierce Custom Enforcer Pumper Truck for the Fire Department through the HGAC Cooperative Purchasing Program contract number FS 12-17 with \$450,000.00 to be spent in FY 19-20, the remaining \$306,672.00 to be spent in FY 20-21 for a total amount not to exceed \$756,672.00.

RESCIND CONTRACT MOWING AWARD OF GROUP FIVE (HIGHWAYS) TO CALVARY GROUP IN THE AMOUNT OF \$89,016.00 AND RE-AWARD TO THE NEXT LOWEST BIDDER, YELLOWSTONE LANDSCAPE IN THE AMOUNT OF \$102,939.00

Significant performance deficiencies identified within the first month of contract commencement convince staff that the current contractor, Calvary Group, cannot adequately perform to the minimum requirements of the job. Staff therefore recommends the removal and reassignment of the group five areas to Yellowstone Landscape.

Jeremy Bubnick stated that Calvary Group is a new company and it seems they took on more work than they could handle. They do not have the proper equipment to mow the highway. Yellowstone is more equipped for mowing the highway.

Mr. Singhanian expressed concerns that Calvary was not being held responsible for the increased cost.

On motion by Council member Roznovsky second by Council member Buell with 5 members present voting “aye” and Mr. Singhanian voting “nay” the contract mowing award of group five (highways) to Calvary Group in the amount of \$89,016.00 and re-award to the next lowest bidder, Yellowstone Landscape in the amount of \$102,939.00 was rescinded.

DISCUSS PROHIBITING WAKES DURING FLOOD EVENTS IN RESIDENTIAL AREAS

Mr. Yenne presented several cities ordinances addressing no wakes during flood events.

Discussion followed on enforcement. Chris Anderson stated that information could be placed on social media telling residents to take photos of the vehicle, license plate and the driver and from there citations can be given.

Council liked the ordinance from New Orleans and Friendswood and asked Ms. Russell to draft an ordinance tailored to Lake Jackson.

DISCUSS AND APPROVE INTERLOCAL AGREEMENT BETWEEN THE CITY OF LAKE JACKSON AND VELASCO DRAINAGE DISTRICT TO REIMBURSE VELASCO DRAINAGE DISTRICT UP TO \$5,000, WHICH IS HALF OF THE ESTIMATED COST TO HAVE THREE (3) OUTFALLS INSPECTED VIA CLOSED CIRCUIT VIDEO INSPECTION

**History:** The City has several outfalls into waterways maintained by the Velasco Drainage District. These outfalls are partially the responsibility of the City and partially the Drainage District. To ensure proper operation of these outfalls it is necessary for occasional inspection.

**Current Situation:** With the ongoing rehabilitation of the Huckleberry outfall structure it was decided that the Shy Pond, Oak Dr/Dr. Mitchell, and Ross Switch outfalls should be inspected via closed circuit camera to evaluate the condition of those outfalls and see if and when capital improvement projects are warranted/scheduled. The City will participate in a 50/50 match with VDD for this inspection.

On motion by Council member Roznovsky second by Council member Broadus with all members present voting “aye” an interlocal agreement between the city of Lake Jackson and Velasco Drainage

District to reimburse Velasco Drainage District up to \$5,000, which is half of the estimated cost to have three (3) outfalls inspected via closed circuit video inspection was approved.

#### DISCUSS AND CONSIDER RESOLUTION CASTING VOTES FOR THE BRAZORIA COUNTY APPRAISAL BOARD

Mr. Yenne stated the city only has 47 votes. Council can either give all votes to one person or split the votes up.

Council asked that this be on the next agenda.

#### REPORT ON TML CONFERENCE – MAYOR SIPPLE AND BILL YENNE

Mr. Yenne reported on the sessions he attended on tax caps (SB2), annexation, engaging in social media, franchise fees, open meetings act, public comment section, information on website, cyber security training, digital map of ETJ on website, and how there is an effort by some state legislatures to prohibit cities from lobbying during a legislative session.

Mayor Sipple said he struggles with a legislature that has such a low opinion of its cities and counties. They were critical of counties, judges, city councils, city managers and they feel they should run the cities and counties.

Mayor Sipple stated the city of Bryan is spending \$85,000 a year on cyber security. They require every employee a minimum of 3 hours training per year.

#### UPDATE ON DRAINAGE IN THE PARKWOOD SUBDIVISION NEAR MOSS, CHESTNUT AND PALM LANE

Athelstan Sanchez provided the following information:

**Phase I:** Completed

**Phase II (88% Completion / Alternatives to coincide with Phase III):**

FNI has completed the existing conditions Hydraulic & Hydrological (H&H) modeling. Alternative development / recommended drainage improvements morphed into Phase III.

**Phase III (Final Phase 91% Completion):**

Freese & Nichols (FNI) continues working on final deliverables.

#### UPDATE ON CONSTRUCTION PROJECTS

- a. Construction Funds Financial Update
- b. Sidewalk Projects
- c. Utility Repair Projects
- d. Drainage Repair Projects
- e. Woodland Park Paving Project

Eddie Herrera gave the update on construction projects.

#### ITEMS OF COMMUNITY INTEREST

Council member Singhania stated there is a home on Banyan Street that has stuff stacked up and there have been two cycles of heavy pick up. He asked why it has not been picked. Mr. Yenne stated that the city does not pick up construction material. Staff will go and talk to the resident.

Mayor Sipple thanked all the citizens, staff, council and all involved for the clean-up this weekend.

Terri Cardwell did an excellent job.

Mayor Sipple stated every Sunday he drives around the city and it looks very good and clean.

ADJOURNMENT

There being no further business the meeting adjourned at 7:54 p.m.

These minutes read and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Bob Sipple, Mayor

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Alice A. Rodgers, City Secretary